

PLACER COUNTY
REDEVELOPMENT AGENCY
MEMORANDUM

TO: Honorable Members of the Redevelopment Agency Board
FROM: Thomas M. Miller, Director
James LoBue, Deputy Director *JLF*
DATE: February 9, 2010
SUBJECT: Adopt a Resolution Informing the Placer County Auditor-Controller that the Redevelopment Agency's Supplemental Education Revenue Augmentation Fund payment of \$3,193,331 will be paid from the Agency's Current Year's Tax Increment.

ACTION REQUESTED

Adopt a resolution informing the Placer County Auditor-Controller (Auditor-Controller) that the Redevelopment Agency's (Agency) Supplemental Education Revenue Augmentation Fund (SERAF) payment of \$3,193,331 will be paid from the Agency's current year's tax increment.

BACKGROUND

As a part of the State's Fiscal Year 2009-10 budget the Legislature adopted Assembly Bill 26 which requires redevelopment agencies statewide to pay \$2 billion dollars over a two year period beginning May 10, 2010 to K-12 schools via the SERAF. The Agency's 2010 and 2011 obligation is \$3,193,331 and \$656,822 respectively. The State's action is being challenged in court by the California Redevelopment Association (CRA) but until the matter is resolved, redevelopment agencies must comply with the law.

Your Board shall by March 1, 2010 (for the 2010 obligation) and March 1, 2011 (for the 2011 obligation), report to the Auditor-Controller as to how the Agency intends to fund its obligation. The Health and Safety Code allows an agency to pay its SERAF obligation from any funds that are legally available including, but not limited to, reserve funds, proceeds of land sales, proceed of bonds or other indebtedness, lease revenues, interest, and other earned income. There are not sufficient available funds in the North Auburn Project Area so the Agency will fund the State's taking by using \$2,283,231 of North Lake Tahoe Project Area commercial current tax increment and \$910,000 of the Sunset Industrial Project Area commercial current tax increment. These calculations and assumed payment were included in the Agency's approved FY 2009-10 Final Budget.

FISCAL IMPACT

If CRA's lawsuit is delayed or unsuccessful, the Agency will be required to make the \$3,191,331 SERAF payment to the Auditor-Controller on or before May 10, 2010. However, the recommended action only reports the source of the SERAF payment to the Auditor-Controller, and has no direct fiscal impact. The Agency has sufficient reserves to continue operations in accordance with the approved Agency FY 2009-10 Final Budget.

ENVIRONMENTAL STATUS

The proposed action is to inform the Auditor-Controller that the Agency will pay the SERAF with current year's tax increment and has no potential to have a significant effect on the environment. As a result, the proposed action is exempt from the California Quality Act pursuant to the Guidelines Section 15061 (b)(3).

RECOMMENDATION

Adopt a resolution informing the Auditor-Controller that the Agency's SERAF payment of \$3,193,331 will be paid from the Agency's current year's tax increment.

Attachments: Resolution

cc: Karin Schwab, Agency Counsel

Before the Redevelopment Agency of Placer County Board of Directors County of Placer, State of California

In the matter of:

**Informing the Placer County Auditor-Controller that the
Redevelopment Agency's Supplemental Education Revenue
Augmentation Fund payment of \$3,193,331 will be paid from
the Agency's current year's tax increment**

Resol. No:.....

Ord. No:.....

First Reading:

The following Resolution was duly passed by the Redevelopment Agency Board

of the County of Placer at a regular meeting held _____,

by the following vote on roll call:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

**Attest:
Clerk of said Board**

**_____
Chair, Agency Board**

WHEREAS, as a part of the State's Fiscal Year 2009-10 budget the Legislature adopted Assembly Bill 26 which requires redevelopment agencies statewide to pay \$2 billion dollars over a two year period beginning in May 2010 to K-12 schools via the Supplemental Educational Revenue Augmentation Funds;

WHEREAS, the Redevelopment Agency must pay the \$3,193,331 allocated by the State Department of Finance to the Placer County Auditor-Controller for deposit into the Supplemental Educational Revenue Augmentation Fund (SERAF) on or before May 10, 2010;

WHEREAS, the Agency must report to the Placer County Auditor-Controller how the Agency intends to fund its SERAF obligation by March 1, 2010;

WHEREAS, the Health and Safety Code allows an agency to pay its SERAF obligation from any funds that are legally available including, but not limited to, reserve funds, proceeds of land sales, proceed of bonds or other indebtedness, lease revenues, interest and other earned income;

NOW, THEREFORE, BE IT RESOLVED, in compliance with requirements of the State Assembly Bill 26, the SERAF payment will be funded by using \$2,283,231 of North Lake Tahoe commercial current year tax increment and \$910,000 of the Sunset Industrial commercial current year tax increment.

Before the Redevelopment Agency of Placer County Board of Directors County of Placer, State of California

In the matter of:

Informing the Placer County Auditor-Controller that the Redevelopment Agency's Supplemental Education Revenue Augmentation Fund payment of \$3,193,331 will be paid from the Agency's current year's tax increment

Resol. No: 2010-42

Ord. No:

First Reading:

The following Resolution was duly passed by the Redevelopment Agency Board
of the County of Placer at a regular meeting held February 23, 2010,

by the following vote on roll call:

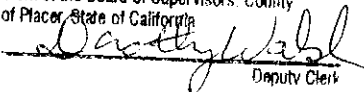
Ayes: WEYGANDT, HOLMES, MONTGOMERY, UHLER

Noes: NONE

Absent: ROCKHOLM

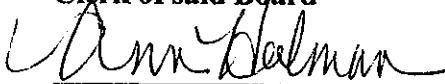
THE FOREGOING INSTRUMENT IS A CORRECT
COPY OF THE ORIGINAL ON FILE IN THIS OFFICE
ATTEST

ANN HOLMAN
Clerk of the Board of Supervisors, County
of Placer, State of California


Deputy Clerk

Signed and approved by me after its passage.

Attest:
Clerk of said Board




Chair, Agency Board

WHEREAS, as a part of the State's Fiscal Year 2009-10 budget the Legislature adopted Assembly Bill 26 which requires redevelopment agencies statewide to pay \$2 billion dollars over a two year period beginning in May 2010 to K-12 schools via the Supplemental Educational Revenue Augmentation Funds;

WHEREAS, the Redevelopment Agency must pay the \$3,193,331 allocated by the State Department of Finance to the Placer County Auditor-Controller for deposit into the Supplemental Educational Revenue Augmentation Fund (SERAF) on or before May 10, 2010;

WHEREAS, the Agency must report to the Placer County Auditor-Controller how the Agency intends to fund its SERAF obligation by March 1, 2010;

WHEREAS, the Health and Safety Code allows an agency to pay its SERAF obligation from any funds that are legally available including, but not limited to, reserve funds, proceeds of land sales, proceed of bonds or other indebtedness, lease revenues, interest and other earned income;

NOW, THEREFORE, BE IT RESOLVED, in compliance with requirements of the State Assembly Bill 26, the SERAF payment will be funded by using \$2,283,231 of North Lake Tahoe commercial current year tax increment and \$910,000 of the Sunset Industrial commercial current year tax increment.